

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Anthony E. BOLTON, et al.

Title: APOPTOTIC ENTITIES FOR  
USE IN TREATMENT OF  
NEURODEGENERATIVE AND  
OTHER NEUROLOGICAL  
DISORDERS

Appl. No.: 09/871,146

Filing Date: 5/25/2001

Examiner: Olga N. Chernyshev

Art Unit: 1649

Confirmation Number: 8192

**CERTIFICATE OF EXPRESS MAILING**  
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EV 861931727 US 11 September 2006  
(Express Mail Label Number) (Date of Deposit)

Susana Salto  
(Printed Name)

*S. Salto*  
(Signature)

**ISSUE FEE TRANSMITTAL**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith please find:

- Issue Fee Transmittal Form PTOL-85(B) (1 pg);
- Formal Drawing (1 pgs);
- Communication Regarding Patent Term Adjustment (2 pgs);
- Communication Regarding Formal Drawings (2 pgs);
- Appendices A-B (5 pgs);
- Credit Card Payment Form in the amount of \$1000.00 (1 pg); and

\$700.00 for Utility Issue Fee (37 CFR § 1.18(a))

\$300.00 for Publication Fee For Normal Publication (37 CFR § 1.18(d))

- Return Receipt Postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 11 September 2006

By Karen E. Flick

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1115  
Facsimile: (650) 856-3710

Karen E. Flick  
Attorney for Applicant  
Registration No. 44,111



Atty. Dkt. No. 355908-3053

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EV 861931727 US (Express Mail Label Number)	11 September 2006 (Date of Deposit)
Susana Salto (Printed Name)	
 (Signature)	

**COMMUNICATION REGARDING PATENT TERM ADJUSTMENT**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with Applicants duty of candor and good faith of the U.S. Patent and Trademark Office, Applicants note that the 265 days of patent term adjustment as indicated on the Notice of Allowance mailed on 16 June 2006 for the above-captioned application disagree with the Applicants' own calculation of Patent Term Adjustment. It is hereby requested that the Patent Office verify the calculation of the Patent Term Adjustment for the present application.

Respectfully submitted,

Date 11 September 2006

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1115  
Facsimile: (650) 856-3710

By Karen E. Flick

Karen E. Flick  
Attorney for Applicant  
Registration No. 44,111



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EV 861931727 US (Express Mail Label Number)	11 September 2006 (Date of Deposit)
Susana Salto (Printed Name)	
 (Signature)	

**COMMUNICATION REGARDING FORMAL DRAWINGS**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A review of the Office's PAIR system indicates that formal drawings may be required in the present application. While the 'transaction history' indicates that "Mail Formal Drawings Required" occurred on 16 June 2006, Applicant did not receive any formal notice, e.g., Notice of Draftperson's Patent Drawing Review, from the Office that formal drawings are necessary in this case. Further, such a notice does not appear in the Image File Wrapper. Attached as Appendices A and B, respectively, are a copy of the transaction history and image file wrapper table of contents.

In an abundance of caution, Applicant encloses herewith a formal drawing of Figure 1, the only figure of the application.

Applicant does not believe that any fees are associated with submission of this formal drawing. However, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 11 September 2006

By Karen E. Flick

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1115  
Facsimile: (650) 856-3710

Karen E. Flick  
Attorney for Applicant  
Registration No. 44,111

**Transaction History**

Date	Transaction Description
06-16-2006	Mail Notice of Allowance
06-16-2006	Mail Formal Drawings Required
06-14-2006	Formal Drawings Required
06-14-2006	Notice of Allowance Data Verification Completed
03-06-2006	Information Disclosure Statement considered
06-10-2006	Date Forwarded to Examiner
03-06-2006	Request for Continued Examination (RCE)
06-10-2006	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
03-06-2006	Reference capture on IDS
03-06-2006	Information Disclosure Statement (IDS) Filed
04-18-2006	Correspondence Address Change
04-18-2006	Change in Power of Attorney (May Include Associate POA)
03-06-2006	Workflow - Request for RCE - Begin
12-13-2005	Information Disclosure Statement considered
12-07-2005	Mail Notice of Allowance
12-07-2005	Mail Formal Drawings Required
12-01-2005	Formal Drawings Required
12-01-2005	Notice of Allowance Data Verification Completed
12-01-2005	Case Docketed to Examiner in GAU
11-10-2005	IFW TSS Processing by Tech Center Complete
11-10-2005	Date Forwarded to Examiner
11-03-2005	Amendment after Final Rejection
09-24-2001	Information Disclosure Statement (IDS) Filed
08-18-2005	Mail Final Rejection (PTOL - 326)
08-16-2005	Final Rejection
07-07-2005	Date Forwarded to Examiner
06-23-2005	Response after Non-Final Action
06-23-2005	Request for Extension of Time - Granted
06-28-2005	Case Docketed to Examiner in GAU
05-27-2005	Mail Examiner Interview Summary (PTOL - 413)
05-26-2005	Examiner Interview Summary Record (PTOL - 413)
01-21-2005	Information Disclosure Statement (IDS) Filed
01-10-2005	Information Disclosure Statement (IDS) Filed
12-23-2004	Mail Non-Final Rejection
12-23-2004	Non-Final Rejection
11-08-2004	Date Forwarded to Examiner
11-08-2004	to Close the A/R Record and Reset the Status for Expired Suspensions.
07-01-2004	Miscellaneous Incoming Letter
05-04-2004	Correspondence Address Change
03-11-2004	Mail Letter Suspending Prosecution at Applicant's Request
03-11-2004	Letter of Suspension - Applicant Initiated
01-30-2004	Date Forwarded to Examiner
06-13-2003	Request for Continued Examination (RCE)
01-30-2004	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)

06-13-2003 Workflow - Request for RCE - Begin  
05-09-2003 Mail Advisory Action (PTOL - 303)  
05-08-2003 Advisory Action (PTOL-303)  
05-06-2003 Date Forwarded to Examiner  
05-01-2003 Amendment/Argument after Notice of Appeal  
05-01-2003 Notice of Appeal Filed  
02-07-2003 Mail Final Rejection (PTOL - 326)  
02-07-2003 Final Rejection  
01-10-2003 Information Disclosure Statement (IDS) Filed  
12-23-2002 Request for Foreign Priority (Priority Papers May Be Included)  
01-02-2003 Date Forwarded to Examiner  
11-22-2002 Response after Non-Final Action  
11-22-2002 Request for Extension of Time - Granted  
08-27-2002 Information Disclosure Statement (IDS) Filed  
07-22-2002 Mail Non-Final Rejection  
07-22-2002 Non-Final Rejection  
05-23-2002 Date Forwarded to Examiner  
05-16-2002 Supplemental Response  
05-23-2002 Date Forwarded to Examiner  
05-16-2002 Response to Election / Restriction Filed  
04-16-2002 Mail Restriction Requirement  
04-16-2002 Requirement for Restriction / Election  
02-13-2002 Case Docketed to Examiner in GAU  
01-23-2002 Case Docketed to Examiner in GAU  
11-23-2001 Application Dispatched from OIPE  
11-21-2001 Application Is Now Complete  
08-02-2001 Notice Mailed--Application Incomplete--Filing Date Assigned  
08-01-2001 Correspondence Address Change  
06-11-2001 IFW Scan & PACR Auto Security Review  
05-25-2001 Initial Exam Team nn

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**Available Documents**

Mail Room Date	Document Description	Document Category	Page Count
06-16-2006	<b>Notice of Allowance and Fees Due (PTOL-85)</b>	PROSECUTION	3
06-16-2006	Notice of Allowance and Fees Due (PTOL-85)	PROSECUTION	3
06-16-2006	List of References cited by applicant and considered by examiner	PROSECUTION	1
06-16-2006	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1
06-16-2006	Search information including classification, databases and other search related notes	PROSECUTION	1
04-27-2006	Mail returned to USPTO as undelivered	PROSECUTION	2
04-18-2006	Communication - Re: Power of Attorney (PTOL-308)	PROSECUTION	2
04-04-2006	Power of Attorney	PROSECUTION	3
04-04-2006	Transmittal to TC	PROSECUTION	1
03-06-2006	Request for Continued Examination (RCE)	PROSECUTION	3
03-06-2006	Information Disclosure Statement (IDS) Filed	PROSECUTION	3
03-06-2006	Foreign Reference	PRIOR ART	32
03-06-2006	Foreign Reference	PRIOR ART	175
03-06-2006	NPL Documents	PRIOR ART	9
03-06-2006	NPL Documents	PRIOR ART	6
12-27-2005	Mail returned to USPTO as undelivered	PROSECUTION	5
12-07-2005	Notice of Allowance and Fees Due (PTOL-85)	PROSECUTION	3
12-07-2005	Notice of Allowance and Fees Due (PTOL-85)	PROSECUTION	1
12-07-2005	Bibliographic Data Sheet	PROSECUTION	1
12-07-2005	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1
12-07-2005	Search information including classification, databases and other search related notes	PROSECUTION	1
12-07-2005	Claims	PROSECUTION	1
11-30-2005	Examiner's search strategy and results	PROSECUTION	2
11-03-2005	Fee Worksheet (PTO-875)	PROSECUTION	1
11-03-2005	Amendment After Final	PROSECUTION	1
11-03-2005	Claims	PROSECUTION	2
11-03-2005	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	2
08-18-2005	Final Rejection	PROSECUTION	7
08-18-2005	List of References cited by applicant and considered by examiner	PRIOR ART	2
08-18-2005	List of references cited by examiner	PRIOR ART	1
08-18-2005	NPL Documents	PRIOR ART	11
08-18-2005	NPL Documents	PRIOR ART	3
08-18-2005	Index of Claims	PROSECUTION	1
08-18-2005	Search information including classification, databases and other search related notes	PROSECUTION	1
08-15-2005	Examiner's search strategy and results	PROSECUTION	1
08-13-2005	Examiner's search strategy and results	PROSECUTION	1
06-23-2005	Fee Worksheet (PTO-875)	PROSECUTION	1
06-23-2005	Amendment - After Non-Final Rejection	PROSECUTION	1
06-23-2005	Claims	PROSECUTION	3
06-23-2005	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	9
06-23-2005	Authorization for Extension of Time all replies	PROSECUTION	3
06-23-2005	Extension of Time	PROSECUTION	2

06-23-2005	Miscellaneous Incoming Letter	PROSECUTION	9
05-27-2005	Examiner Interview Summary Record (PTOL - 413)	PROSECUTION	4
01-21-2005	Information Disclosure Statement (IDS) Filed	PROSECUTION	6
01-21-2005	NPL Documents	PRIOR ART	6
01-10-2005	Information Disclosure Statement (IDS) Filed	PROSECUTION	6
01-10-2005	NPL Documents	PRIOR ART	8
12-23-2004	Non-Final Rejection	PROSECUTION	9
12-23-2004	Index of Claims	PROSECUTION	1
12-23-2004	Search information including classification, databases and other search related notes	PROSECUTION	1
07-01-2004	Miscellaneous Incoming Letter	PROSECUTION	5
04-26-2004	Change of Address	PROSECUTION	1
03-11-2004	Miscellaneous Action with SSP	PROSECUTION	1
06-13-2003	Request for Continued Examination (RCE)	PROSECUTION	2
05-09-2003	Advisory Action (PTOL-303)	PROSECUTION	2
05-01-2003	Amendment Submitted/Entered with Filing of CPA/RCE	PROSECUTION	1
05-01-2003	Claims	PROSECUTION	1
05-01-2003	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	7
05-01-2003	Transmittal to TC	PROSECUTION	2
05-01-2003	Notice of Appeal Filed	PROSECUTION	1
02-07-2003	Final Rejection	PROSECUTION	7
02-07-2003	List of References cited by applicant and considered by examiner	PRIOR ART	2
01-10-2003	Information Disclosure Statement (IDS) Filed	PROSECUTION	2
01-10-2003	Foreign Reference	PRIOR ART	139
01-10-2003	Transmittal to TC	PROSECUTION	1
12-23-2002	Certified Copy of Foreign Priority Application	PRIOR ART	14
11-22-2002	Amendment - After Non-Final Rejection	PROSECUTION	1
11-22-2002	Specification	PROSECUTION	1
11-22-2002	Claims	PROSECUTION	1
11-22-2002	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	6
11-22-2002	Transmittal to TC	PROSECUTION	2
11-22-2002	Extension of Time	PROSECUTION	1
08-27-2002	Foreign Reference	PRIOR ART	42
08-27-2002	Foreign Reference	PRIOR ART	32
08-27-2002	NPL Documents	PRIOR ART	14
08-27-2002	Information Disclosure Statement (IDS) Filed	PROSECUTION	2
08-27-2002	NPL Documents	PRIOR ART	6
08-27-2002	NPL Documents	PRIOR ART	1
08-27-2002	Transmittal to TC	PROSECUTION	1
07-22-2002	Non-Final Rejection	PROSECUTION	10
07-22-2002	List of References cited by applicant and considered by examiner	PRIOR ART	1
07-15-2002	Examiner's search strategy and results	PROSECUTION	3
05-16-2002	Response to Election / Restriction Filed	PROSECUTION	1
05-16-2002	Claims	PROSECUTION	5
05-16-2002	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	2
05-16-2002	Transmittal to TC	PROSECUTION	2
04-16-2002	Requirement for Restriction/Election	PROSECUTION	6
11-13-2001	Oath or Declaration filed	PROSECUTION	6
11-13-2001	Transmittal to TC	PROSECUTION	3
11-13-2001	Extension of Time	PROSECUTION	1
09-24-2001	Information Disclosure Statement (IDS) Filed	PROSECUTION	5
09-24-2001	NPL Documents	PRIOR ART	15

09-24-2001	NPL Documents	PRIOR ART	11
09-24-2001	NPL Documents	PRIOR ART	10
09-24-2001	NPL Documents	PRIOR ART	5
09-24-2001	NPL Documents	PRIOR ART	7
09-24-2001	NPL Documents	PRIOR ART	10
09-24-2001	NPL Documents	PRIOR ART	6
09-24-2001	NPL Documents	PRIOR ART	12
09-24-2001	NPL Documents	PRIOR ART	11
09-24-2001	NPL Documents	PRIOR ART	7
09-24-2001	NPL Documents	PRIOR ART	5
09-24-2001	NPL Documents	PRIOR ART	15
09-24-2001	NPL Documents	PRIOR ART	5
09-24-2001	NPL Documents	PRIOR ART	9
09-24-2001	NPL Documents	PRIOR ART	7
09-24-2001	NPL Documents	PRIOR ART	14
09-24-2001	NPL Documents	PRIOR ART	4
09-24-2001	NPL Documents	PRIOR ART	8
08-02-2001	Pre-Exam Formalities Notice	PROSECUTION	1
05-25-2001	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1
05-25-2001	Search information including classification, databases and other search related notes	PROSECUTION	1
05-25-2001	Index of Claims	PROSECUTION	1
05-25-2001	Transmittal letter	PROSECUTION	2
05-25-2001	Specification	PROSECUTION	17
05-25-2001	Claims	PROSECUTION	3
05-25-2001	Abstract	PROSECUTION	1
05-25-2001	Oath or Declaration filed	PROSECUTION	3
05-25-2001	Fee Worksheet (PTO-875)	PROSECUTION	1
05-25-2001	Claims Worksheet (PTO-2022)	PROSECUTION	1
05-25-2001	Drawings	PROSECUTION	1
05-25-2001	Transmittal letter	AS FILED	2
05-25-2001	Specification	AS FILED	17
05-25-2001	Claims	AS FILED	3
05-25-2001	Abstract	AS FILED	1
05-25-2001	Drawings	AS FILED	1
05-25-2001	Oath or Declaration filed	AS FILED	3

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